IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10834 OF 2004

Manoj Arun Pawale & Ors. ..Petitioners.

Vs.

Madhukar Nivrutti Pawale ..Respondent.

....

Mr.A.A.Kumbhakoni with Mr.A.P.Kulkarni for the Petitioners.

CORAM : DR.D.Y.CHANDRACHUD, J.

20th July, 2005.

P.C. :

Perused the order of the Additional District Judge, Pandharpur dated 20th October, 2004 arising out of the interim order passed by the Learned Trial Judge. No interference under Article 227 is warranted particularly since the impugned order is an interlocutory order. However, it would be open to the Petitioners to make an application before the Trial Court for an early disposal of the suit. In fact, it may be noted that the Additional District Judge was also of the view that it would

be in the interests of justice if the suit which is pending since 1997 is disposed of at an early date. In the event that such an application is made before the learned Trial Judge, the learned Judge shall set down the suit for early hearing and dispose it of preferably within a period of six months. The petition is accordingly disposed of.